

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

JANICE OSBORNE

VS.

LEDCOR CONSTRUCTION, INC.

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**CIVIL ACTION NO.
3-08CV1238-L**

STIPULATION OF DISMISSAL

TO THE HONORABLE JUDGE OF SAID COURT:

Plaintiff and Defendant file this stipulation of dismissal under Federal Rule of Civil Procedure 41 (a)(1)(ii).

1. Plaintiff is Janice Osborne. Defendant is Ledcor Construction, Inc.
2. On July 21, 2008, Plaintiff sued Defendant for alleged violations of the Fair Labor Standards Act.
3. On March 31, 2009, the parties mediated Plaintiff's claims, and the parties entered into a settlement agreement.
4. This case is not a class action.
5. A receiver has not been appointed in this case.
6. This dismissal is with prejudice to refiling.

Dated: May 4, 2009

APPROVED AS TO FORM AND
SUBSTANCE:

/s/ Phil R. Jones
Counsel for Defendant Ledcor Construction,
Inc.

Respectfully submitted,

/s/ DeLeith Duke Gossett
DeLeith Duke Gossett
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Rosemary Sage Jones (Lead Attorney)
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CERTIFICATE OF CONFERENCE

On May 5, 2009, I contacted Phil R. Jones, counsel for Defendants, and was informed that Defendant agrees to the stipulation to dismiss with prejudice.

/s/ DeLeith Duke Gossett
DELEITH DUKE GOSSETT

CERTIFICATE OF SERVICE

I hereby certify that on May 6, 2009, I electronically filed the foregoing **STIPULATION OF DISMISSAL** with the Clerk of Court using the CM/ECF system which will send notification of such filing via electronic mail to all counsel of record.

/s/ DeLeith Duke Gossett
DELEITH DUKE GOSSETT